RESCUECOM

January 05, 2005

Electronically filed

Magistrate George H. Lowe
Magistrate Judge
U.S. District Court
100 S. Clinton Street
Syracuse, NY 13261-7367

Re: Rescuecom v. Google
Case No.: 04-CV-1055

Dear Magistrate Lowe:

I am corporate counsel for the plaintiff in the above referenced case, RESCUECOM Corp. Defendant Google, Inc. has filed a motion to dismiss this case, and plaintiff's responding papers are due to be filed and served on January 2[illegible], 2005, reply papers are due to be filed and served on February 11, 2005, and the motion will be submitted for decision on February 16, 2005. Shawn Regan, Esq., local counsel to Google, Inc. has contacted me to request an adjournment of the Initial Conference before your Honor, and the filing of the Civil Case Management Plan until the motion to dismiss is decided. I join in that request. If the adjournment of the Initial Conference and the date for filing the Civil Case Management Plan to a date to be determined pending decision on defendant's motion to dismiss is acceptable to your Honor, we respectfully request that you "So-Order" this Letter-Request.

Respectfully,

[illegible]

Edmund J. Gegan
Cc: Shawn Regan, Esq. by electronic notification

SO-ORDERED: George H Lowe

GEORGE H. LOWE
MAGISTRATE JUDGE
U.S. DISTRICT COURT

JANUARY 6, 2005

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